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6 IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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CENTER FOR SCIENCE IN THE PUBLIC  
INTEREST,

No. C 09-05379 JSW

Plaintiff,

v.

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BAYER CORPORATION, BAYER  
HEALTHCARE LLC., and DOES 1-10,

**ORDER SETTING BRIEFING  
SCHEDULE ON MOTION TO  
DISMISS**

Defendants.

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16 This matter is set for a hearing on February 19, 2010 on Defendants Bayer Corporation  
17 and Bayer Healthcare LLC's motion to dismiss. The Court HEREBY ORDERS that an  
18 opposition to the motion shall be filed by no later than December 14, 2009 and a reply brief  
19 shall be filed by no later than December 21, 2009.

20 If the Court determines that the matter is suitable for resolution without oral argument, it  
21 will so advise the parties in advance of the hearing date. If the parties wish to modify this  
22 schedule, they may submit for the Court's consideration a stipulation and proposed order  
23 demonstrating good cause for any modification requested.

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**IT IS SO ORDERED.**

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Dated: November 30, 2009

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE